

10/048225  
JC13 Rec'd PCT/PTO 29 JAN 2002

PATENT  
ATTORNEY DOCKET NO. 056222-5009

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : John Scott LLOYD et al. )  
U.S. Application No.: To Be Assigned ) Group Art Unit: To Be Assigned  
Date of National ) Examiner: To Be Assigned  
Stage Entry : January 29, 2002 )  
Based on PCT/GB00/02962 )  
Filed : July 31, 2000 )  
For: METHOD FOR DETECTING NUCLEIC ACID )  
TARGET SEQUENCES INVOLVING IN )  
INVOLVING VITRO TRANSCRIPTION )  
FROM AN RNA POLYMERASE PROMOTER )

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed within three months of the date of entry of the national stage in an international application.

A copy of each listed document is attached. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

An International Search Report citing this document and setting forth the relevance thereof is also enclosed for the Examiner's consideration.

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This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute “prior art.” If it should be determined that the listed documents do constitute “prior art” under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

**Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a  
**CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

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Dated: January 29, 2002  
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J013 Rec'd PCT/PIC 29 JAN 2002

Application No.  
Unassigned**INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

PTO Form 1449

Attorney Docket No.  
056222-5009

Applicants: John Scott LLOYD et al.

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Filing Date: January 29, 2002

Group Art Unit: Unassigned

**U.S. PATENT DOCUMENTS**

*Examiner Initial		Document Number	Date	Name	Class	Sub Class	Filing Date

**FOREIGN PATENT DOCUMENTS**

		Document Number	Date	Country	Class	Sub Class	Translation <u>YES</u> <u>NO</u>
		WO 99/37805	Jul. 29, 1999	WIPO			
		WO 99/37806	Jul. 29, 1999	WIPO			
		EP 0 851 033 A1	Jul. 1, 1998	Europe			
		WO 93/06240	Apr. 1, 1993	WIPO			
		EP 0 552 931 A1	Jul. 28, 1993	Europe			

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


Examiner	Date Considered

Examiner:	Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
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